IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.895 OF 2005
IN
SUIT NO.2531 OF 1984

Himachal Pradesh Horticultural
Produce Marketing & Processing
Corpn. Ltd. ..Plaintiffs.

V/s.

United India Insurance Co. Ltd.
& two ors. ..Defendants.

Ms.Usha Singh for Plaintiffs.

Mr. Chandrakshekhar i/b Kalyani Parmar for defendant No.3/applicant.

CORAM: A.M.KHANWILKAR,J

DATE : AUGUST 17, 2005.

P.C. :

1. Heard counsel for the parties. Counsel for the plaintiffs has no objection for condoning the delay, but on condition that defendant No.3 be directed to pay proper costs to the plaintiffs. Although delay is of over 18 years in filing written statement at the instance of defendant No.3, as plaintiffs have no objection, chamber summons is made absolute in terms of prayer clause (a) on condition that the defendant No.3/applicant to pay costs to the plaintiffs quantified at Rs.5,000/- within one week from today. Payment of costs is condition precedent.